

**MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, AUGUST 27, 2002
COUNTY COMMISSIONERS CHAMBERS, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.**

Commissioners Present: Bob Workman, Chair
Bernie Heier, Vice Chair
Kathy Campbell
Larry Hudkins
Ray Stevens

Others Present: Kerry Eagan, Chief Administrative Officer
David Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Trish Owen, Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Commissioners meeting was convened at 1:30 p.m.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, August 20, 2002. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)

MOTION: Campbell moved and Heier seconded approval of the minutes of the Board of Commissioners meeting dated August 20, 2002. Campbell, Hudkins, Heier, Workman and Stevens voted aye. Motion carried.

- 2) **SPECIAL PRESENTATIONS:**

- A. The County-City Volunteer of the Month Award was presented to Norma Cochran for her services with the Lincoln library system.
- B. The Commissioners Award of Excellence was presented to Lori M. Swanson, Juvenile Detention Officer.

2) **SPECIAL PRESENTATIONS CONTINUED:**

C. Approval of recommendations from the Keno Advisory Board, in the total amount of \$39,950, for 12 agencies.

Kit Boesch, Human Services Administrator, appeared and introduced Michael Carpenter, Chair of the Keno Advisory Board.

Carpenter summarized the history of the Keno Advisory Board, stating they have issued over \$628,000 in funds and have over \$370,000 invested in their reserve account. He stated the goal, per the direction of the County Board, is to maintain 60 percent expenditure and 40 percent reserve. Carpenter stated another goal of the advisory board was to address gambling and prevention issues. To date six grants have been given to organizations on behalf of gambling/prevention totaling over \$35,000.

MOTION: Heier moved and Hudkins seconded approval of the recommendations from the Keno Advisory Board, in the total amount of \$39,950, for 12 agencies. Workman, Hudkins, Campbell, Stevens and Heier voted aye. Motion carried.

3) **PUBLIC COMMENT:**

There was no public comment and the meeting proceeded as planned.

4) **CLAIMS FOR REVIEW:**

A. Payment Voucher 645-5412, dated August 1, 2002, payable to David Smith, in the amount of \$227.78, for work clothing.

David Johnson, Deputy County Attorney, appeared and requested that the item be held.

MOTION: Heier moved and Campbell seconded to hold Payment Voucher 645-5412, dated August 1, 2002, payable to David Smith, an employee of the Cooperative Extension Office, in the amount of \$227.78, for work clothing. Stevens, Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

- 5) **CLAIMS:** Approval of all claims processed through Tuesday, August 27, 2002.

MOTION: Stevens moved and Campbell seconded approval of all claims processed through August 27, 2002. Heier, Workman, Hudkins, Campbell and Stevens voted aye. Motion carried.

- 6) **PUBLIC HEARINGS:** (Those people wishing to testify will be sworn in.)

A. Continuation of a public hearing regarding an application for Corporate Manager for Lorin DageL in connection with a Class K (Wine Off Sale Only) and a Class M (Bottle Club) liquor license held by Firethorn Investments d/b/a Firethorn Golf Club, located at 9301 Firethorn Lane, Lincoln, Lancaster County, Nebraska.

The Chair reconvened the public hearing.

The Clerk administered the oath to Lorin DageL, applicant.

Campbell inquired about the discrepancy relating to question one on the application.

DageL stated it was his assumption the charges were dropped because he was a minor when they occurred.

Stevens asked about DageL's length of employment at Firethorn.

DageL responded he was the head chef for four and one-half years.

In response to a question asked by Workman, DageL stated he has not attended any responsible hospitality classes regarding alcohol.

Stevens asked if the Board could make the application contingent upon completion of a responsible hospitality class and clarification of the question relative to ever having been convicted or pleading guilty to any criminal charge.

DageL indicated he would have no objections to either suggestion.

Johnson stated he could draft the resolution to include completion of a responsible hospitality class by the applicant and written clarification, submitted by the applicant, relating to question one on the application.

6) **PUBLIC HEARINGS CONTINUED:**

Discussion continued relating to question one on the application with Dagele explaining that he had worked with Juvenile Diversion regarding the violation. He stated they (Juvenile Diversion) had informed him the charges would be dropped.

Terry Wagner, Sheriff, stated both of the charges were City ordinance violations. He explained that upon successful completion of the diversion program within the County, the charges are dismissed from the individual's record and they do not show up as a conviction, however, diversion programs within the City may not work the same way.

Campbell suggested that a copy of the minutes be attached to the resolution when it is sent to the Nebraska Liquor Control Commission.

In response to a question asked by Heier, Dagele responded that he had never appeared before a judge.

Heier suggested that Dagele speak with the City Attorney and the Sheriff regarding his record.

The Chair asked if anyone wished to testify in favor or in opposition to the application.

No one appeared and the hearing was closed.

MOTION: Campbell moved and Heier seconded that the County Board recommend approval of the Corporate Manager application for Lorin Dagele in connection with a Class K (Wine Off Sale Only) and a Class M (Bottle Club) liquor license held by Firethorn Investments d/b/a Firethorn Golf Club, located at 9301 Firethorn Lane with the condition that the applicant complete a responsible hospitality course and to also request the County Clerk's Office to send a copy of the minutes to the Nebraska Liquor Control Commission with the resolution clarifying the Sheriff's letter with the testimony of the applicant. Campbell, Stevens, Workman, Heier and Hudkins voted aye. Motion carried.

6) **PUBLIC HEARINGS CONTINUED:**

B. Continuation of a public hearing regarding an application for Corporate Manager for Roy G. Dickson in connection with a Class M (Bottle Club) liquor license held by Corporate Golf Marketing d/b/a Yankee Hill Country Club, located at 7600 San Mateo Lane, Lincoln, Lancaster County, Nebraska.

The Chair reconvened the public hearing and asked if anyone wished to testify in support, in opposition or in a neutral position to the application.

No one appeared and the hearing was closed.

MOTION: Campbell moved and Stevens seconded approval of the application for Corporate Manager for Roy G. Dickson in connection with a Class M (Bottle Club) liquor license held by Corporate Golf Marketing d/b/a Yankee Hill Country Club, located at 7600 San Mateo Lane.

FRIENDLY AMENDMENT: Heier offered a friendly amendment that the applicant attend a responsible hospitality class.

Both the maker of the motion and the seconder accepted the friendly amendment.

ROLL CALL: Heier, Workman, Stevens, Campbell and Hudkins voted aye.
Motion carried.

C. An application for a Class B (Beer Off Sale Only) and a Class M (Bottle Club) liquor license from Dustin and Nancy Duba d/b/a Dusty's Bar & Grill (formerly known as The Kramer Bar) located at 109 1st Street in Kramer, Lancaster County, Nebraska.

The Chair opened the public hearing and asked if anyone wished to testify in favor, opposition or in a neutral position to the application.

The Clerk administered the oath to Dustin Duba, applicant.

In response to questions asked by Campbell, Duba stated he had never attended a responsible hospitality class. He added that he has worked for Todd Hoyer, former owner of The Kramer Bar, for the past two years on a part-time basis.

The Chair asked if anyone else wished to testify.

6) **PUBLIC HEARINGS CONTINUED:**

No one appeared and the Chair recessed the public hearing for one week for additional testimony.

7) **NEW BUSINESS:**

A. An application for a Special Events Permit from Team Kaos Cycling Club to hold the Branched Oak Road Race on Sunday, September 8, 2002, beginning at 8 a.m. The race will begin at the marina and proceed clockwise around the lake using West Rock Creek Road, West Raymond Road and Northwest 140th Street.

John Peterson, applicant, appeared and submitted a map into the record outlining the route of the bicycle race (Exhibit 1). He explained that they have promoted the road race since 1992 and that there will be riders from all over the region competing.

Also appearing was John Lefler, Jr.

In response to questions asked by Stevens regarding the recommendations from the County Engineering Department and the Sheriff's Office, Peterson stated they would be complying with those conditions.

MOTION: Campbell moved and Stevens seconded approval of the application for a Special Events Permit from Team Kaos Cycling Club to hold the Branched Oak Road Race on Sunday, September 8, 2002, beginning at 8 a.m. The race will begin at the marina and proceed clockwise around the lake using West Rock Creek Road, West Raymond Road and Northwest 140th Street subject to the conditions as outlined by the Sheriff's Office and the County Engineering Department. Workman, Campbell, Hudkins, Stevens and Heier voted aye. Motion carried.

B. An interlocal agreement with the Village of Bennet for law enforcement services beginning September 1, 2002 and ending August 31, 2003. The County will provide the services of one sheriff's deputy to Bennet. The Village shall pay the County a rate equal to overtime compensation which the County would pay the deputy who worked the duty. (C-02-0399)

7) **NEW BUSINESS CONTINUED:**

Terry Wagner, Sheriff, appeared and stated that the interlocal agreement also includes a mileage fee for the vehicle.

MOTION: Hudkins moved and Campbell seconded approval of an interlocal agreement with the Village of Bennet for law enforcement services beginning September 1, 2002 and ending August 31, 2003. The County will provide the services of one sheriff's deputy to Bennet. The Village shall pay the County a rate equal to overtime compensation which the County would pay the deputy who worked the duty. Hudkins, Workman, Heier, Campbell and Stevens voted aye. Motion carried.

C. A contract with Justice Benefits, Inc. for grant writing services and professional assistance to the Lancaster County Corrections Department in making application and claim for eligible funding under the State Criminal Alien Assistance Program (SCAAP). The term of the agreement is a two year term from the date of execution for the following reporting periods: July 1, 2001 to June 30, 2002 with application in January, 2003 and for July 1, 2002 to June 30, 2003 with application in January, 2004. The County shall pay Justice Benefits, Inc. 22 percent of all revenue paid to the County for SCAAP as compensation. (C-02-0400)

This item was held at the request of the County Attorney's Office.

D. Grant contracts with the following:

- ▶ **Lincoln Literacy Council for the client services program, in the amount of \$5,000, from July 1, 2002 to June 30, 2003. (C-02-0402)**
- ▶ **Lincoln Action Program for Project C.H.I.R.P (Communities Helping Immigrants and Refugees Progress), in the amount of \$5,000, from September 1, 2002 to August 31, 2003. (C-02-0403)**
- ▶ **Lincoln Action Program, Inc. for the Education Outreach program, the Eviction Protection/Coalition of Landlords and Tenants program, the Emergency Services/Family Preservation program and Youth Violence Alternatives program, in the total amount of \$119,000, from July 1, 2002 to June 30, 2003. (C-02-0404)**
- ▶ **Lincoln Action Program, Inc. for emergency assistance to residents of rural Lancaster County, in the amount of \$6,066, from July 1, 2002 to August 31, 2002. (C-02-0405)**
- ▶ **Child Guidance Center for outpatient services, in the amount \$30,000, from July 1, 2002 to June 30, 2003. (C-02-406)**

7) NEW BUSINESS CONTINUED:

- ▶ **Friendship Home for the Hotel-Motel Project, in the amount of \$3,500, from September 1, 2002 to August 31, 2003. (C-02-407)**
- ▶ **Good Neighbor Center, Inc. for an emergency food and clothing center for low income families in the Lincoln/Lancaster County area, in the amount of \$30,000, from July 1, 2002 to June 30, 2003. (C-02-0408)**
- ▶ **Lincoln Council on Alcoholism and Drugs, Inc. for the substance abuse education and evaluation program, in the amount of \$37,000, from July 1, 2002 to June 30, 2003. (C-02-0409)**
- ▶ **Lincoln Interfaith Council, Inc. for the Emergency Food Pantry System, the Connecting Neighborhoods Project and the Refugee Self Help program, in the amount of \$25,000, from July 1, 2002 to June 30, 2003. (C-02-0415)**
- ▶ **Lincoln Medical Education Foundation for the Family Violence Council and the Pathways to Self-Sufficiency through Education program, in the amount of \$53,000, from July 1, 2002 to June 30, 2003. (C-02-0416)**

MOTION: Hudkins moved and Stevens seconded approval of grant contracts with the following: Lincoln Literacy Council for the client services program, in the amount of \$5,000, from July 1, 2002 to June 30, 2003 (C-02-0402), Lincoln Action Program for Project C.H.I.R.P (Communities Helping Immigrants and Refugees Progress), in the amount of \$5,000, from September 1, 2002 to August 31, 2003 (C-02-0403), Lincoln Action Program, Inc. for the Education Outreach program, the Eviction Protection/Coalition of Landlords and Tenants program, the Emergency Services/Family Preservation program and Youth Violence Alternatives program, in the total amount of \$119,000, from July 1, 2002 to June 30, 2003 (C-02-0404), Lincoln Action Program, Inc. for emergency assistance to residents of rural Lancaster County, in the amount of \$6,066, from July 1, 2002 to August 31, 2002 (C-02-0405), Child Guidance Center for outpatient services, in the amount \$30,000, from July 1, 2002 to June 30, 2003 (C-02-406), Friendship Home for the Hotel-Motel Project, in the amount of \$3,500, from September 1, 2002 to August 31, 2003 (C-02-407), Good Neighbor Center, Inc. for an emergency food and clothing center for low income families in the Lincoln/Lancaster County area, in the amount of \$30,000, from July 1, 2002 to June 30, 2003 (C-02-0408), Lincoln Council on Alcoholism and Drugs, Inc. for the substance abuse education and evaluation program, in the amount of \$37,000, from July 1, 2002 to June 30, 2003 (C-02-0409), Lincoln Interfaith Council, Inc. for the Emergency Food Pantry System, the Connecting Neighborhoods Project and the

7) **NEW BUSINESS CONTINUED:**

Refugee Self Help program, in the amount of \$25,000, from July 1, 2002 to June 30, 2003 (C-02-0415) and Lincoln Medical Education Foundation for the Family Violence Council and the Pathways to Self-Sufficiency through Education program, in the amount of \$53,000, from July 1, 2002 to June 30, 2003 (C-02-0416). Hudkins, Campbell, Stevens, Heier and Workman voted aye. Motion carried.

- E. An agreement with Speece-Lewis, Inc. for hydraulic analysis, bridge design and plan preparation on Project STPAA-BR-5021(1), Raymond South, County Structure F-44 on Northwest 48th Street at its intersection with Elk Creek. The County shall pay \$17,400 for the services. The services shall be completed 90 days after the contractor is provided with a notice to proceed from the County. (C-02-0412)**

MOTION: Hudkins moved and Campbell seconded approval of an agreement with Speece-Lewis, Inc. for hydraulic analysis, bridge design and plan preparation on Project STPAA-BR-5021(1), Raymond South, County Structure F-44 on Northwest 48th Street at its intersection with Elk Creek. The County shall pay \$17,400 for the services. The services shall be completed 90 days after the contractor is provided with a notice to proceed from the County. Campbell, Hudkins, Heier, Workman and Stevens voted aye. Motion carried.

- F. A change order-supplemental agreement with Hartmann Construction Company regarding Project 02-34, South 54th Street. The change order provides for the installation of a 30 inch round equivalent culvert pipe at Station 124 + 51 in lieu of the 30 inch round culvert pipe provided in the original plans. The change allows adequate fill over the culvert pipe. The additional cost to the County will be \$1,846.30. (C-02-0410)**

MOTION: Hudkins moved and Campbell seconded approval of a change order-supplemental agreement with Hartmann Construction Company regarding Project 02-34, South 54th Street. The change order provides for the installation of a 30 inch round equivalent culvert pipe at Station 124 + 51 in lieu of the 30 inch round culvert pipe provided in the original plans. The change allows adequate fill over the culvert pipe. The additional cost to the County will be \$1,846.30. Heier, Campbell, Stevens, Hudkins and Workman voted aye. Motion carried.

7) NEW BUSINESS CONTINUED:

G. An agreement with the State of Nebraska, Department of Roads to supply funding to the County's public transportation assistance program to provide state financial assistance to qualified eligible recipients. The State will provide assistance under the Federal Transit Act and the Nebraska Public Transportation Act for the operation of the project. The Federal share shall not exceed \$17,093 and the State share shall not exceed \$20,691. The County share shall be all remaining eligible operating costs not paid by those funds which is estimated to total \$20,691. The term of the agreement is July 1, 2002 to June 30, 2003. (C-02-0411)

This item was held at the request of the County Attorney's Office.

H. An application for the use of Wells Fargo Garden Court for a voter registration drive to be conducted by the Lancaster County Election Commissioner. The drive will be on September 17, 2002 and the County is not required to pay for the use of the location. (C-02-0401)

MOTION: Campbell moved and Stevens seconded approval of an application for the use of Wells Fargo Garden Court for a voter registration drive to be conducted by the Lancaster County Election Commissioner. The drive will be on September 17, 2002 and the County is not required to pay for the use of the location. Workman, Hudkins, Campbell, Stevens and Heier voted aye. Motion carried.

I. A resolution in the matter of final allocation of levy authority to all political subdivisions subject to County levy authority: (R-02-0095)

<u>Political Subdivision and Fund</u>	<u>Property Tax Authority Amount</u>	<u>Levy for \$100 of Valuation</u>
Lancaster County Agricultural Society - General Fund	162,176	0.001240
Railroad Transportation Safety District - General Fund	2,871,942	0.021954
Bennet Fire District		
General Fund	32,000	0.019985
Sinking Fund	47,722	0.029804

7) NEW BUSINESS CONTINUED:

<u>Political Subdivision and Fund</u>	<u>Property Tax Authority Amount</u>	<u>Levy for \$100 of Valuation</u>
Firth Fire District		
General Fund	45,390	0.038261
Sinking Fund	23,460	0.019776
Hallam Fire District		
General Fund	13,589	0.024160
Sinking Fund	12,840	0.022829
Hickman Fire District		
General Fund	50,197	0.030242
Sinking Fund	21,006	0.012655
Highland Fire District		
General Fund	5,976	0.013604
Sinking Fund	4,324	0.009843
Malcolm Fire District		
General Fund	78,202	0.070976
Sinking Fund	25,842	0.023454
Raymond Fire District		
General Fund	97,894	0.058874
Sinking Fund	59,122	0.035556
Southeast Fire District		
General Fund	101,016	0.026869
Sinking Fund	134,800	0.035854
Southwest Fire District		
General Fund	126,364	0.043181
Sinking Fund	18,023	0.006159
Ambulance	61,265	0.020935
Waverly Rural Fire District	47,239	0.023878

7) **NEW BUSINESS CONTINUED:**

Johnson noted the following corrections to the Malcolm Fire District:

- ▶ Property Tax Authority = \$77,127 (corrected amount)
- ▶ Levy for \$100 of Valuation - 0.070000 (corrected amount)
- ▶ Sinking Fund Property Tax Authority = \$26,918 (corrected amount)
- ▶ Sinking Fund Levy for \$100 of Valuation = 0.024430 (corrected amount)

MOTION: Hudkins moved and Heier seconded approval Resolution 02-0095 with the corrected amounts relating the Malcolm Fire District. Hudkins, Stevens, Workman, Heier and Campbell voted aye. Motion carried.

J. Recommendation from the Purchasing Agent and the County Engineer to award a bid to the following for gravel surface coarse material to various locations within the County: (B-02-03)

Project 03-05H - 3,300 Tons - Davey Stockpile

H & H Trucking (Hauler)	\$2.49/Ton	\$	8,217.00
Bluff Gravel (Producer)	\$5.75/Ton	\$	<u>18,975.00</u>
Total Davey Stockpile		\$	27,192.00

Project 03-06H - 7,590 Tons - Raymond Maintenance Station Stockpile

Lyman-Richey (Hauler)	\$1.53/Ton	\$	11,612.70
Lyman-Richey (Producer)	\$6.39/Ton	\$	<u>48,500.10</u>
Total Raymond Maintenance Station Stockpile		\$	60,112.80

Project 03-07H - 8,580 Tons - Roca Maintenance Station Stockpile

Westover Trucking (Hauler)	\$3.79/Ton	\$	32,518.20
Lyman-Richey (Producer)	\$6.39/Ton	\$	<u>54,826.20</u>
Total Roca Maintenance Station Stockpile		\$	87,344.40

Project 03-08H - 5,500 Tons - South 68th Street Stockpile

Westover Trucking (Hauler)	\$4.78/Ton	\$	26,290.00
Lyman-Richey (Producer)	\$6.39/Ton	\$	<u>35,145.00</u>
Total Southwest Street Stockpile		\$	61,435.00

Project 03-09H - 6,160 Tons - Southwest 98th Street Stockpile

LeRoy Hiskey Trucking (Hauler)	\$4.89/Ton	\$	30,122.40
Lyman-Richey (Producer)	\$6.39/Ton	\$	<u>39,362.40</u>
Total Southwest 98th Street Stockpile		\$	69,484.80

7) NEW BUSINESS CONTINUED:

Project 03-10H - 3,850 Tons - Southwest 100th Street and Hallam Road Stockpile

LeRoy Hiskey Trucking (Hauler)	\$5.83/Ton	\$ 22,445.50
Lyman-Richey (Producer)	\$6.39/Ton	\$ <u>24,601.50</u>
Total Southwest 100th Street & Hallam Road Stockpile		\$ 47,047.00

Project 03-11H - 2,750 Tons - Walton Maintenance Station Stockpile

LeRoy Hiskey Trucking (Hauler)	\$2.89/Ton	\$ 7,747.50
Lyman-Richey (Producer)	\$6.39/Ton	\$ <u>17,572.50</u>
Total Walton Maintenance Station Stockpile		\$ 25,520.00

Project 03-12H - 7,370 Tons - Waverly Maintenance Station Stockpile

LeRoy Hiskey Trucking (Hauler)	\$2.17/Ton	\$ 15,992.90
Lyman-Richey (Producer)	\$6.39/Ton	\$ <u>47,094.30</u>
Total Waverly Maintenance Station Stockpile		\$ 63,087.20

Project 03-13H - 4,400 Tons - Emerald Maintenance Station Stockpile

H & H Trucking (Hauler)	\$3.24/Ton	\$ 14,256.00
Bluff Gravel (Producer)	\$5.75/Ton	\$ <u>25,300.00</u>
Total Emerald Maintenance Station Stockpile		\$ 39,556.00

Total Hauling and Production \$480,779.20

MOTION: Heier moved and Stevens seconded approval of the recommendation from the Purchasing Agent and the County Engineer to award a bid to the following for gravel surface coarse material to various locations within the County:

Project 03-05H - 3,300 Tons - Davey Stockpile

H & H Trucking (Hauler)	\$2.49/Ton	\$ 8,217.00
Bluff Gravel (Producer)	\$5.75/Ton	\$ <u>18,975.00</u>
Total Davey Stockpile		\$ 27,192.00

Project 03-06H - 7,590 Tons - Raymond Maintenance Station Stockpile

Lyman-Richey (Hauler)	\$1.53/Ton	\$ 11,612.70
Lyman-Richey (Producer)	\$6.39/Ton	\$ <u>48,500.10</u>
Total Raymond Maintenance Station Stockpile		\$ 60,112.80

Project 03-07H - 8,580 Tons - Roca Maintenance Station Stockpile

Westover Trucking (Hauler)	\$3.79/Ton	\$ 32,518.20
Lyman-Richey (Producer)	\$6.39/Ton	\$ <u>54,826.20</u>
Total Roca Maintenance Station Stockpile		\$ 87,344.40

7) **NEW BUSINESS CONTINUED:**

K. Appointment of John Ludder to the Lincoln Area Agency on Aging Advisory Council, term to expire July 1, 2005.

It was noted that the name of the appointee was John Ludden, not John Ludder.

MOTION: Campbell moved and Stevens seconded approval of the appointment of John Ludden to the Lincoln Area Agency on Aging Advisory Council, term to expire July 1, 2005. Heier, Workman, Hudkins, Campbell and Stevens voted aye. Motion carried.

L. Setting the annual salary of the Clinical Director at the Community Mental Health Center at \$120,868, effective September 5, 2002.

MOTION: Heier moved and Campbell seconded approval of setting the annual salary of the Clinical Director at the Community Mental Health Center at \$120,868, effective September 5, 2002. Campbell, Stevens, Workman, Heier and Hudkins voted aye. Motion carried.

M. Setting the annual salary of the Psychiatrist II position at the Community Mental Health Center at \$92,152, effective September 5, 2002.

MOTION: Hudkins moved and Stevens seconded approval of setting the annual salary of the Psychiatrist II position at the Community Mental Health Center at \$92,152, effective September 5, 2002. Heier, Workman, Stevens, Campbell and Hudkins voted aye. Motion carried.

N. A request for a refund of personal property tax from The Gallup Organization for 1999, in the approximate amount of \$601.62, for 2000, in the approximate amount of \$470.92 and for 2001, in the approximate amount of \$355.78.

MOTION: Hudkins moved and Stevens seconded approval of a request for a refund of personal property tax from The Gallup Organization for 1999, in the approximate amount of \$601.62, for 2000, in the approximate amount of \$470.92 and for 2001, in the approximate amount of \$355.78. Stevens, Hudkins, Heier, Workman and Campbell voted aye. Motion carried.

7) **NEW BUSINESS CONTINUED:**

O. A request for a refund of real estate tax from Jack D. Campbell for 2000, in the approximate amount of \$213.02 and for 2001, in the approximate amount of \$225.28.

MOTION: Stevens moved and Heier seconded approval of a request for a refund of real estate tax from Jack D. Campbell for 2000, in the approximate amount of \$213.02 and for 2001, in the approximate amount of \$225.28. Workman, Campbell, Hudkins, Stevens and Heier voted aye. Motion carried.

8) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. **Setting of public hearings for Tuesday, September 10, 2002 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding the following:**

1. **Application of the Lancaster County Zoning Regulations and Permit Requirements to non-farm dwellings, pursuant to Neb. Rev. Stat. §23-114.03.**

2. **County Change of Zone 208, from AG Agricultural to R Residential, requested by W. Scott Hayman on behalf of Roger D. Hayman, on property generally located at South 96th Street and Panama Road in Lancaster County, Nebraska.**

B. **Request from William Hoffman, an employee at Lancaster Manor, to voluntarily participate in the County's Retirement Plan, having met the requirements.**

C. **Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and Earl and Norma Ellington, in the total amount of \$8,731, at 12400 South 120th Street; Project C55-QR-408(1). (C-02-0413 and C-02-0414)**

MOTION: Heier moved and Campbell seconded approval of the Consent Items. Hudkins, Workman, Heier, Campbell and Stevens voted aye. Motion carried.

9) **EMERGENCY ITEMS AND OTHER BUSINESS:**

There being no emergency items or other business, the meeting proceeded as planned.

10) **PENDING:**

- A. Comprehensive Plan Amendment 27b, 1998 Comprehensive Plan Annual Review, requested by Peter Katt for Steve Champoux, to revise the Land Use Plan to change 124 acres from Agricultural to Low Density Residential at the northwest corner of 134th and "A" Streets in Lancaster County, Nebraska. (1998937)
- B. County Change of Zone 147, requested by Peter Katt for Steve Champoux, from "AG" Agricultural to "AGR" Agricultural Residential on property located at the northwest corner of 134th and "A" Streets in Lancaster County, Nebraska. (1998938)
- C. Request from the Personnel Policy Board to change the pay grade of the following classifications: (Placed on pending August 6, 2002.)
- ▶ Mental Health Emergency Service Worker from a pay grade of \$30,083.04 to \$39,174.72 to a pay grade of \$31,426.72 to \$40,990.56.
 - ▶ Mental Health Managed Care Coordinator from a pay grade of \$26,131.04 to \$34,272.16 to a pay grade of \$27,393.60 to \$35,821.76.
 - ▶ Mental Health Specialist from a pay grade of \$26,131.04 to \$34,272.16 to a pay grade of \$27,393.60 to \$35,821.76.
 - ▶ Crisis Center Team Supervisor from a pay grade of \$28,712.32 to \$37,469.12 to a pay grade of \$30,083.04 to \$39,174.72
 - ▶ Mental Health Clinician I from a pay grade of \$30,083.04 to \$39,174.72 to a pay grade of \$32,816.16 to \$42,852.16.
 - ▶ Mental Health Clinician II from a pay grade of \$34,272.16 to \$44,863.52 to a pay grade of \$37,469.12 to \$49,281.44.

The Clerk reminded Commissioner Campbell that she had requested Item 10C to be removed from Pending and to table the item until mid-year.

MOTION: Campbell moved and Heier seconded to remove Pending Item 10C (Pay Grades) from pending. Campbell, Heier, Stevens, Workman, Hudkins voted aye. Motion carried.

11) **ADJOURNMENT:**

MOTION: Heier moved and Campbell seconded adjournment of the Board of Commissioners meeting at 2:43 p.m. Hudkins, Campbell, Stevens, Heier and Workman voted aye. Motion carried.

Bruce Medcalf
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, AUGUST 27, 2002
COUNTY COMMISSIONERS CHAMBERS, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

Commissioners Present: Bob Workman, Chair
Bernie Heier, Vice Chair
Kathy Campbell
Larry Hudkins
Ray Stevens

Others Present: Norm Agena, County Assessor
Kerry Eagan, Chief Administrative Officer
David Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Trish Owen, Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Equalization meeting was convened at 2:43 p.m.

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, August 20, 2002. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)

MOTION: Stevens moved and Campbell seconded approval of the minutes of the Board of Equalization meeting dated August 20, 2002. Campbell, Hudkins, Workman, Heier and Stevens voted aye. Motion carried.

- 2) **PUBLIC COMMENT:**

There was no public comment and the meeting proceeded as planned.

- 3) **ADDITIONS AND DEDUCTIONS:**

Approval of 4 additions and deductions to the tax assessment rolls per Exhibit A.

MOTION: Heier moved and Campbell seconded approval of the additions and deductions to the tax assessments rolls. Stevens, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

4) **MOTOR VEHICLE TAX EXEMPTIONS:**

Christian Heritage Children's Home

MOTION: Stevens moved and Campbell seconded approval of a motor vehicle tax exemption for Christian Heritage Children's Home. Workman, Hudkins, Campbell, Stevens and Heier voted aye. Motion carried.

5) **ADJOURNMENT:**

MOTION: Campbell moved and Hudkins seconded adjournment of the Board of Equalization meeting at 2:45 p.m. Hudkins, Stevens, Workman, Heier and Campbell voted aye. Motion carried.

Bruce Medcalf
County Clerk